

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Hilary Hudson	Team: Team # 4	CCRB Case #: 200803489	<input checked="" type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input checked="" type="checkbox"/> Injury
Incident Date(s) Saturday, 03/08/2008 10:10 AM	Location of Incident: in front of § 87(2)(b)	Precinct: 79	18 Mo. SOL 9/8/2009	EO SOL 9/8/2009	
Date/Time CV Reported Mon, 03/10/2008 1:50 PM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Mon, 03/10/2008 1:50 PM		

Complainant/Victim	Type	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POM Matthew Zito	15264	937792	PSA 3
2. POM Allen Cedeno	04702	941193	PSA 3
3. An officer			
4. Officers			

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. DT3 Kevin Rodgers	07594	929059	NARCBBN
2. SGT Eric Samuels	01464	923106	PSA 3

Officer(s)	Allegation	Investigator Recommendation
A.POM Matthew Zito	Abuse: PO Matthew Zito stopped the car in which § 87(2)(b) was an occupant.	
B.POM Allen Cedeno	Abuse: PO Allen Cedeno stopped the car in which § 87(2)(b) was an occupant.	
C.POM Matthew Zito	Discourtesy: PO Matthew Zito spoke rudely to § 87(2)(b)	
D.POM Matthew Zito	Force: PO Matthew Zito used physical force against § 87(2)(b)	
E.POM Matthew Zito	Abuse: PO Matthew Zito searched § 87(2)(b)	
F.POM Matthew Zito	Force: PO Matthew Zito pointed his gun at § 87(2)(b) no § 87(2)(b)	
G. Officers	Force: Officers hit § 87(2)(b) against a vehicle.	
H. An officer	Force: An officer used physical force against § 87(2)(b)	
I. An officer	Discourtesy: An officer spoke rudely to § 87(2)(b)	
J. An officer	Abuse: An officer refused to provide his shield number to § 87(2)(b)	

## Synopsis

On March 10, 2008, § 87(2)(b) called the CCRB to file a complaint against members of the NYPD. § 87(2)(b) stated that at approximately 10:10 AM on March 8, 2008, her boyfriend, § 87(2)(b) was waiting for her inside her vehicle outside of their apartment, located at § 87(2)(b) in Brooklyn. While § 87(2)(b) was waiting, two uniformed male police officers in a marked car stopped him. § 87(2)(b) stated that the officers were PO (Matthew) Zito and PO (Allen) Cedeno, shield number 4702. When § 87(2)(b) exited her building, PO Cedeno asked her whose vehicle § 87(2)(b) was in because he and PO Zito needed the registration. § 87(2)(b) replied that the car was hers and the registration was in the glove compartment. As § 87(2)(b) went inside the car to get her registration, PO Zito came around the car towards her and asked her, "Did I fucking tell you to get the registration?" PO Zito then grabbed § 87(2)(b) by her neck and took her purse and tipped it over, but she did not specify if any items fell out. § 87(2)(b) asked PO Zito why he was going through her purse and PO Zito replied, "Shut the fuck up, did I talk to you?" § 87(2)(b) told PO Zito that he did not have a right to search through her purse if she was not being arrested. PO Zito responded by throwing her against her car and placing her in handcuffs. At that time, § 87(2)(b)'s uncle, § 87(2)(b) came over to § 87(2)(b). PO Zito pulled his gun out and pointed it directly in § 87(2)(b)'s face.

PO Zito called for more officers and detectives arrived. The detectives pushed § 87(2)(b) head into § 87(2)(b)'s car, causing him to sustain a bruise on the side of his face and have "messed up" arms. One of the detectives, PO3, had shield number 7594 and appeared to be the ranking officer in charge. § 87(2)(b) called her mother, § 87(2)(b) and told § 87(2)(b) to come downstairs. Once § 87(2)(b) was outside, § 87(2)(b) came over to grab § 87(2)(b). Another detective, PO4, grabbed § 87(2)(b), pushed her, and told her to "get the fuck away." § 87(2)(b) had just gotten out of the hospital and told PO4 that she is a sick old lady, to which PO4 replied, "I don't fucking give a fuck," and pushed § 87(2)(b) again. PO4 was hiding his badge in his shirt and refused to show it to § 87(2)(b) when she asked to see it. § 87(2)(b) was taken to the 79<sup>th</sup> Precinct and PSA3.

The BADS reports for § 87(2)(b) and § 87(2)(b) indicates that their arresting officer was PO Matthew Zito of PSA3. § 87(2)(b) was charged with § 87(2)(b). § 87(2)(b) was charged with § 87(2)(b). § 87(2)(b) [§§ 86(1)(3)&(4)] [§ 87(2)(c)] . A check in CTS indicated that shield number 7594 belongs to Det. Kevin Rodgers of Brooklyn North Narcotics and shield number 4702 belongs to PO Allen Cedeno of PSA3. The complaint report related to the incident stated that Sgt. Eric Samuels was the supervisor on scene.

On March 12, 2008, § 87(2)(b) was contacted at the family's home telephone number. § 87(2)(b) requested that the undersigned investigator contact § 87(2)(b) to schedule any interviews. Also on March 12, 2008 letters were mailed to § 87(2)(b) and § 87(2)(b). They all live at the same address. § 87(2)(b) was reached on March 14, 2008 and scheduled formal interviews for herself, § 87(2)(b) and § 87(2)(b) for March 19, 2008. § 87(2)(b) contacted the undersigned investigator on March 19, 2008 and rescheduled their interviews for March 20, 2008. On March 20, 2008, § 87(2)(b) contacted the undersigned investigator and rescheduled their interview for April 2, 2008; however, on that date they failed to appear the CCRB and did not call to reschedule the missed appointments. A voice message could not be left for § 87(2)(b) and § 87(2)(b) on April 3, 2008 because the voice mailbox was invalid. Letters were mailed to them on April 3, 2008, and as of the writing of this report, none of the letters were returned by the U. S. Post Office. On April 4, 2008, a message for § 87(2)(b) and § 87(2)(b) was left with an unknown male. As of the writing of this report, § 87(2)(b) and § 87(2)(b) have not contacted the CCRB to reschedule their missed interviews § 87(2)(g).

Investigator:

Date:

Supervisor:

Date:

Reviewed by:

Date:

Reviewed by:

Date: